

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Grobenstieg et al.

Art Unit: 3635

Application No: 10/537,772

Examiner: Matthew J. Smith

Confirmation No: 4861

Filed: June 6, 2005

Atty. Docket No: 32016-218521

For: PROFILE FOR FITTING A DIGGER
WITH A HOE BUCKET OR LOADING
SHOVEL AND METHOD FOR
PRODUCTION THEREOF

Customer No:

26694

PATENT TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. A copy of documents **BA-BC** is enclosed.

This Information Disclosure Statement is filed more than three months after the U.S. filing date and after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c)).

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

The relevance of cited documents **BA-BC**, listed on form PTO/SB/08, is indicated in the Specification of the application. Additionally, a summary/abstract translation of the non-English references **BA** and **BB** is enclosed.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 22-0261 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0261, under Order No. 32016-218521. A duplicate copy of this paper is enclosed.

Dated: December 10, 2008

Respectfully submitted,

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